

SENATE JUDICIARY

Exhibit No. 1

Date 2-23-07

Bill No. SB 38

Amendments to Senate Bill No. 481
1st Reading Copy

For the Senate Judiciary Committee

Prepared by Valencia Lane
February 21, 2007 (4:28pm)

*requested by
Mt. Assoc
of Clerks
of District Court*

1. Title, line 8.

Following: "40-1-202"

Insert: ", "

Strike: "AND"

Following: "40-1-203,"

Insert: "AND 40-1-208,"

2. Page 3, line 6.

Following: line 5

Insert: "Section 4. Section 40-1-208, MCA, is amended to read:

"40-1-208. Penalties. (1) An applicant for a marriage license, a physician or other person authorized by rule of the department of public health and human services to issue a medical certificate, or a person in charge of or authorized to make reports or statements for a laboratory who misrepresents the person's identity or any of the facts called for by the certificate form prescribed by 40-1-203 through 40-1-205, a licensing officer who issues a marriage license without having received the certificate form, if required, or who has reason to believe that any of the facts on the certificate form have been misrepresented and nevertheless issues a marriage license, or any person who otherwise fails to comply with the provisions of 40-1-203 through 40-1-209 is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than \$100.

(2) Medical certificates, laboratory statements or reports, certificates acknowledging the rights and obligations of marriage, and applications referred to in 40-1-203 through 40-1-209 are confidential and may not be divulged to or open to inspection by any person other than state or local health officers or their representatives. A person who divulges the information or opens to inspection the certificates, statements, reports, or applications, without authority, to any person not entitled to the material by law is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than \$100."

{ Internal References to 40-1-208:

ok40-1-204* ok40-1-206* ok40-1-206* ok40-1-208*
ok40-1-208* ok40-1-209* ok40-1-209* }

Renumber: subsequent section

- END -